



05-06-04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Austin R. Baer Confirmation No.: To be assigned
Serial No.: 10/731,709 Art Unit: To be assigned
Filed: December 8, 2003 Examiner: To be assigned
For: HINGE MOUNTING SYSTEM Attorney Docket No.: 061049-0018
(Old Docket No.: 2266-018-999)

INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☒ A list of all patents, publications, applications, or other information submitted for consideration by the office.
- 1b. A legible copy of :
- ☒ Each U.S. patent application publication and U.S. and foreign patent;
 - ☒ Each publication or that portion which caused it to be listed on the PTO-1449;
 - ☒ For each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or portion of the application which caused it to be listed on the PTO-1449 including any claims directed to that portion;
 - ☒ all other information or portion which caused it to be listed on the PTO-1449.
- 1c. ☐ An English language copy of search report(s) from a counterpart foreign application or PCT International Search Report.
- 1d. ☒ Explanations of relevancy (ATTACHMENT 1(d), hereto) or English language abstracts of the non-English language publications.

2. ☒ This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b):
- ☐ Within three months of the filing date of a national application other than a continued prosecution application under §1.53(d), accordingly no fee is believed due;
 - ☐ Within three months of the date of entry of the national stage as set forth in §1.491 in an international application;
 - ☒ Before the mailing of the first Office action on the merits, accordingly no fee is believed to be due;
 - ☐ Before the mailing of a first Office action after the filing of a request for continued examination under §1.114.
3. ☐ This Information Disclosure Statement is filed under 37 C.F.R. §1.97(c) after the period specified in 37 C.F.R. §1.97(b), but before the mailing date of any of a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.

(Check either Item 3a or 3b)

- 3a. ☐ The Certification Statement in Item 5 below is applicable. Accordingly, no fee is required.
- 3b. ☐ The \$180.00 fee set forth in 37 C.F.R. §1.17(p) in accordance with 37 C.F.R. §1.97(c) is:
- ☐ enclosed
 - ☐ to be charged to Pennie & Edmonds LLP Deposit Account No. 16-1150.

(Item 3b to be checked if any reference known for more than 3 months)

4. ☐ This Information Disclosure Statement is filed under 37 C.F.R. §1.97(d) after the period specified in 37 C.F.R. §1.97(c), but on or before the date of payment of the issue fee.

The Certification Statement in Item 5 below is applicable.

The \$180.00 fee set forth in 37 C.F.R. §1.17(p) is:

- ☐ enclosed.
- ☐ to be charged to Pennie & Edmonds LLP Deposit Account No. 16-1150.

5. ☐ Certification Statement (applicable if Item 3a or Item 4 is checked)

(Check either Item 5a or 5b)

- 5a. ☐ In accordance with 37 C.F.R. §1.97(e)(1), it is certified that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- 5b. ☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not **received** by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.

5c. ☐ Pursuant to 37 C.F.R. §1.704(d), each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not **received** by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.

6. ☐ This application is a continuation application under 37 C.F.R. §1.60 or §1.53(b) or (d).

(Check appropriate Items 6a, 6b and/or 6c)

6a. ☐ A Petition to Withdraw from issue under 37 C.F.R. §1.313(b)(5) is concurrently filed herewith.

6b. ☐ Copies of publications listed on Form PTO-1449 from prior application Serial No. _____, filed on _____, of which this application claims priority under 35 U.S.C. §120, are not being submitted pursuant to 37 C.F.R. §1.98(d).

6c. ☐ Copies of the publications listed on Form PTO-1449 were not previously cited in prior application Serial No. _____, filed on _____, and are provided herewith.

7. ☐ This is a Supplemental Information Disclosure Statement. (Check Item 7a)

7a. ☐ This Supplemental Information Disclosure Statement under 37 C.F.R. §1.97(f) supplements the Information Disclosure Statement filed on _____. A bona fide attempt was made to comply with 37 C.F.R. §1.98, but inadvertent omissions were made. These omissions have been corrected herein. Accordingly, additional time is requested so that this Supplemental Information Disclosure Statement can be considered as if properly filed on _____.

8. ☐ In accordance with 37 C.F.R. §1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:

(Check Item 8a, 8b, or 8c)

8a. ☐ satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office.

8b. ☐ set forth in the application.

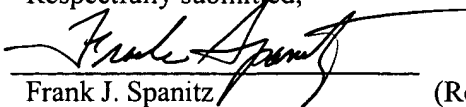
8c. ☐ enclosed as an attachment hereto.

9. ☒ The Commissioner is authorized to charge any fee or any additional fee that may be required or credit any overpayment for this Information Disclosure Statement and/or Petition to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310.

10. ☒ No admission is made that the information cited in this Statement or an accompanying document is, or is considered to be, material to patentability nor a representation that a search has been made (other than a search report of a foreign counterpart application or PCT International Search Report if submitted herewith). 37 C.F.R. §§1.97(g) and (h).

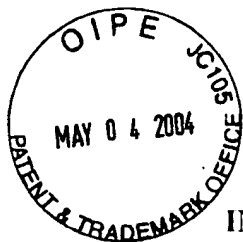
Respectfully submitted,

Date: 5/4/2004

By:  47,104
Frank J. Spanitz (Reg. No.)

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Express Mail No. ET 534934221 US
ATTORNEY DOCKET NO.: 61049-0018
(Old Attorney Docket No. 2266-018-999)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Austin R. Baer)	Confirmation No.: To be assigned
)	
Application No.: 10/731,709)	Group Art Unit: To be assigned
)	
Filed: December 8, 2003)	Examiner: To be assigned
)	
For: HINGE MOUNTING SYSTEM)	

MAIL STOP AMENDMENT
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Alexandria, VA 22313-1450

CHANGE OF CORRESPONDENCE ADDRESS and
CHANGE OF ATTORNEY DOCKET NUMBER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Please change the correspondence address for this application to: **Customer Number 009629.**


Please change the Attorney Docket Number for this application to: 061049-0018.

Please direct any inquiry to Frank J. Spanitz at (212) 309-6375.

Respectfully submitted,

Date: May 4, 2004

By:


Frank J. Spanitz
Reg. No. 47,104

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INFORMATION DISCLOSURE CITATION

New Attorney Docket No.
61049-0018
(Old No. 2266-018-999)

Serial No.
10/731,709

(Use several sheets if necessary)

Applicants Austin R. Baer

Filing Date 12/8/03

Group

List of References

U.S. PATENT DOCUMENTS

*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date
	A1	6,145,164	11/14/2000	Ferrari et al.	16	242	
	A2	6,073,330	06/13/2000	Roy	29	281.5	
	A3	6,073,310	06/13/2000	Baer	26	354	
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	A7	5,144,721	09/08/1992	Schade	16	237	
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FOREIGN PATENT DOCUMENTS								
		Document Number	Date	Country	Class	Sub Class	Translation	
							YES	NO
	B1	FR 1,363,803	05/1964	France			x	
	B2	GB 2117041A	11/11/1982	Great Britain				x
	B3	GB 11382	05/1913	Great Britain				x
	B4	42,086	unknown	Germany				x
	B5	9-100670	04/15/1997	Japan				x
	B6							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
	C1	Xerox Disclosure Journal, Teri J. Mahuson, Continuous Hinge, Vol. 8, No. 3, May/June 1983
	C2	ROTON Continuous Hinge, 1989 ROTON Corporation, catalog

Examiner	Date Considered
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	